

**MICHAEL B. BIGELOW**

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Attorney for Petitioner

Wade Thornton

IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF CALIFORNIA

WADE THORNTON,	)	No. CIV. S-03-755 MCE DAD P
	)	
	)	
Petitioner	)	NOTICE OF APPEARANCE;
	)	REQUEST AND STIPULATION FOR
	)	NEW STATUS CONFERENCE DATE
v.	)	AND ORDER
	)	
	)	
DIANA BUTLER, Warden	)	
	)	
Respondent.	)	
_____	)	

Pursuant to this Court's order of March 9, 2007, undersigned  
counsel has been requested to represent petitioner in the above  
reference matter and has agreed to do so.

1  
2 By order of the same date this Court has scheduled a status  
3 conference for April 13, 2007, at 10:00 AM and a status report to  
4 be filed fourteen days prior.

5 The parties respectfully request and stipulate that the  
6 status conference be continued until May 11, 2007, or May 25,  
7 2007 for the following reasons: Petitioner's counsel will be in  
8 trial on April 13, 2007 and the first available Friday thereafter  
9 will be May 11, 2007. I will be in the Ninth Circuit on April 19,  
10 2007 and then out of the country until May 7, 2007 and  
11 unavailable on May 17, 2007 due to a previous scheduled activity.  
12 Thus, this request for scheduling the status conference on May  
13 25, 2007 is probably more feasible.  
14

15 I have discussed this request with respondent's counsel and  
16 she has graciously stated no objections and agrees to this  
17 stipulation.

18 Petitioner remains in the custody of the California  
19 Department of Corrections serving his term of sentence.

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For all of the above stated reasons, petitioner requests the status conference be rescheduled to May 25, 2007.

**IT IS SO STIPULATED**

DATED: March 28, 2007 /S/MICHAEL B. BIGELOW  
Michael B. Bigelow  
Attorney for Petitioner

DATED: March 28, 2007 /S/JUDY KAIDA  
Judy Kaida  
Attorney for Respondent

**ORDER**

**IT IS HEREBY ORDERED:** That for the reasons stated above and pursuant to stipulation, the status conference in the above matter previously scheduled for April 13, 2007 is rescheduled for May 25, 2007 at 10:00 AM, and that fourteen days prior the parties will file and serve status reports which address the matters indicated in this Court's Order of March 9, 2007;

**IT IS FURTHER ORDERED:** That Michael B. Bigelow, Esq., shall be appointed to represent petitioner in the above entitled matter.

DATED: March 30, 2007.

Dale A. Drozd  
DALE A. DROZD  
UNITED STATES MAGISTRATE JUDGE

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